

SENATE CHAMBER,
AUSTIN, TEXAS, March 10, 1873. }

Senate met pursuant to adjournment. Roll called; quorum present. Prayer by the Rev. —.

On motion of Senator Rawson, the reading of the journal of Saturday was dispensed with.

On motion of Senator Broughton, J. R. Cole, enrolling clerk, was granted leave of absence for thirty days.

Senator Flanagan, chairman of the Committee on Internal Improvements, submitted the following reports:

Hon. E. B. Pickett, President of the Senate:

SIR: Your Committee on Internal Improvements, to whom was referred Senate bill No. 133, "An act entitled an act supplemental to an act to incorporate the Western Narrow Gauge Railway," having had the same under consideration, instruct me to report it back, and recommend its passage.

WEBSTER FLANAGAN, Chairman.

Hon. E. B. Pickett, President of the Senate:

SIR: Your Committee on Internal Improvements, to whom was referred Senate bill No. 120, "An act amendatory of an act entitled 'An act to incorporate the Rio Grande Railroad Company,' approved August 13, 1870," have duly examined the same, and instruct me to recommend its passage.

WEBSTER FLANAGAN, Chairman.

Hon. E. B. Pickett, President of the Senate:

SIR: Your Committee on Internal Improvements, to whom was referred Senate bill No. 145, "An act for the relief of the Eastern Texas Railroad Company, passed twenty-sixth of March, 1871," have had the same under consideration, and after careful examination instruct me to report it back to the Senate with the following amendment:

In section one, line thirty-six, after the word "general" strike out "or special."

And recommend that it do pass.

WEBSTER FLANAGAN, Chairman.

Senator Pyle introduced a bill to be entitled "An act to incorporate the Kaufman County Agricultural, Mechanical and Blood Stock Association." Read first time and referred to the Committee on Agriculture.

Senator Shelley introduced a bill to be entitled "An act for the payment to Thomas F. McKinney and Anna G. McKinney a portion of the debt of the late Republic of Texas." Read first time and referred to the Committee on Public Debt.

Senator Swift introduced a bill to be entitled "An act for the relief of William W. Wallace." Read first time and referred to the Committee on Claims and Accounts.

On motion of Senator Pyle, the rules were suspended, to take up out of its order House bill No. 264. The bill not reported from the House.

On motion of Senator Swift, the rules were suspended to take up out of its order Senate bill No. 145, "An act for the relief of the Eastern Texas Railroad Company, passed twenty-sixth day of March, A. D. 1871."

The following amendment, recommended by the committee, was adopted, viz.: In section, one, line thirty-six, after the word "general," strike out "or special."

The bill was then made the special order at 11:30 A. M. to-morrow, and one hundred copies ordered printed.

The following House bills were taken from the President's desk and referred to the committees indicated:

House bill No. 145, "An act to incorporate the Teutonia Association of Fayette county." Referred to Committee on State Affairs.

House bill No. 132, "An act to repeal an act entitled 'An act to provide for the employment of private clerks for the judges of the Supreme Court,' approved April 5, 1871." Referred to Judiciary Committee No. 2.

House bill No. 161, "An act to abolish the offices of supervisors and inspectors of the public schools." Referred to Committee on Education.

House bill No. 52, "An act prohibiting the sale of intoxicating, spirituous or vinous liquors within two miles of Pleasant Grove Academy, in Hunt county." Referred to Committee on State Affairs.

House joint resolution No. 96, "A resolution of thanks to each of the persons engaged in the late encounter with the Indians in Live Oak county." Committee on Indian Affairs.

House bill No. 102, "An act to amend an act entitled an act to establish a Code of Criminal Procedure for the State of Texas, approved August 26, 1856." Committee on Judiciary No. 1.

House joint resolution No. 34, "A resolution of thanks to General McKenzie and his command." Committee on Indian Affairs.

House bill No. 94, "An act for the relief of the heirs of George W. Miller, deceased." Committee on Private Land Claims.

House bill No. 38, "An act to incorporate the Falls County Real Estate and Savings Association." Committee on Judiciary No. 2.

House bill No. 95, "An act for the relief of Mrs. Caroline A. Stevens." Committee on Private Land Claims.

House bill No. 92, "An act to amend an act amendatory of an act entitled an act to organize the courts of justices of the peace and county courts, and to define their jurisdiction and duties, approved May 8, 1871." Committee on Judiciary No. 1.

House bill No. 315, "An act to authorize the County Court of Goliad county to levy a special tax for the purpose of building a court house." Committee on Judiciary No. 2.

House bill No. 131, "An act for the relief of Obediah Marsh." Referred to Committee on Judiciary No. 1.

House bill No. 253, "An act to prohibit the sale of intoxicating, spirituous or vinous liquors within two miles of Hackberry Grove Academy, in Collin county." Referred to Committee on State Affairs.

Senator Sayers, chairman of the Committee on Engrossed Bills, submitted the following report:

Hon. E. B. Pickett, President of the Senate:

SIR: Your Committee on Engrossed Bills have examined and find correctly engrossed Senate bill No. 100, "An act to provide for the merger of the Waco and Northwestern Railroad Company, with its properties, rights, privileges and franchises, in the Houston and Texas Central Railway Company."

Senate bill No. 136, "An act to amend Article 766 of the Penal Code."

Senate bill No. 18, "An act to incorporate the city of Austin."

Senate bill No. 142, "An act validating an election held in Brazos county."

Senate joint resolution No. 22, authorizing the Governor to adjust the matter of the hypothecation of certain bonds with Williams & Guion, in the city of New York.

J. D. SAYERS, Chairman.

Senator Dohoney introduced a bill to be entitled "An act to organize and maintain a system of public free schools in the State." Read first time and referred to the Committee on Education.

On motion of Senator Baker, the rules were suspended to take up out of its order Senate bill No. 133, "An act supplemental to an act to incorporate the Western Narrow Gauge Railway." The bill was read second time and ordered engrossed; rules suspended, read third time and passed.

On motion of Senator Fountain, the rules were suspended to take up out of its order Senate bill No. 120, "An act amendatory of an act entitled an act to incorporate the Rio Grande Railroad Company, approved August 13, 1870." The bill was read second time and ordered engrossed; rules suspended, read third time and passed by the following two-thirds vote:

Yeas—Senators Avinger, Baker, Ball, Cole, Dillard, Evans, Ford, Finlay, Flanagan, Fountain, Gaines, Hall, Henry, King, Latimer, Pyle, Rawson, Ruby, Sayers, Shelley, Swift, Tendick, Word and Mr. President—24.

Senator Cole, chairman of the Committee on Private Land Claims, submitted the following report:

Hon. E. B. Pickett, President of the Senate:

SIR: Your Committee on Stock and Stock Raising, to whom was referred Senate bill No. 155, entitled "An act for the protection of the wool growing interest of the State," having had the same under consideration, instruct me to report it back with the recommendation that it do pass.

D. W. COLE, Chairman.

On motion of Senator Baker, the rules were suspended to take up out of its order House bill No. 255, "An act to prohibit the sale or gift of intoxicating or spirituous liquors within two miles of Leesburg Institute, in Upshur county, Texas." The bill was read first time; rules suspended, read second time; rules further suspended, read third time and passed.

On motion of Senator Flanagan, the rules were suspended to take up out of its order House bill No. 57, "An act to prohibit the sale or giving away of intoxicating or spirituous liquors within one mile of the institution of learning situated at Caledonia, in Rusk county." The bill was read second time; rules suspended, read third time and passed.

The President announced that the hour for special order had arrived, viz., House bill No. 221, "An act to regulate the testimony of witnesses in cases of bribery."

Senator Finlay moved to refer the bill to Judiciary Committee No. 2. Lost.

Senator Pyle moved to indefinitely postpone the bill. The motion was adopted by the following vote:

Yeas—Senators Baker, Broughton, Cole, Ford, Flanagan, Fountain, Franks, Gaines, Hall, Pyle, Rawson, Randle, Ruby, Saylor and Tendick—15.

Nays—Senators Avinger, Ball, Dillard, Dohoney, Evans, Finlay, Henry, King, Latimer, Sayers, Shelley, Swift, Word and Mr. President—14.

Senator Broughton moved to reconsider the vote just taken.

A message was received from the House informing the Senate that the House had passed House bill No. 308, "An act to authorize the county of Marion to audit and fund the debt of said county."

Also, Senate joint resolution No. 7, in reference to the interment of Texas soldiers who fell at the battles of Glorietta and Valverde, and also of those who were buried at Socorro, Albuquerque and Sante Fé, in New Mexico, during the late war.

House bill No. 181, "An act for the sale of State bonds to meet the liabilities due from the State of Texas," together with the report of committee recommending Senate bill No. 132, as amended by the committee, as a substitute for the House bill, taken up, and the amendments of the committee adopted.

On motion of Senator Flanagan, the Senate adjourned to 10 o'clock A. M. to-morrow.

SENATE CHAMBER, }
AUSTIN, TEXAS, March 11, 1873. }

Senate met pursuant to adjournment. Roll called; quorum present.

Journal of yesterday read and adopted.

A message was received from the House informing the Senate that the House had passed House bill No. 309, "An act to repeal the third, twenty-sixth and twenty-sev-